



United States Attorney
Southern District of New York

Jacob K. Javits Federal Building
26 Federal Plaza, 38th Floor
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February 28, 2025

BY ECF

Honorable Lorna G. Schofield
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

The Government's application to extend the Court's pretrial briefing schedule for only the classified portion of its opposition is **GRANTED**. The deadline for the Government to file its classified opposition to Defendant's motions to suppress and to disclose materials related to the Foreign Intelligence Surveillance Act is extended to **June 17, 2025**. Defendant shall file a reply to the Government's classified opposition by **July 17, 2025**. All other pretrial briefing deadlines remain unchanged.

As time is excluded pending the adjudication of pretrial motions pursuant to 18 U.S.C. § 3161(h)(1)(D), the Government's application for an exclusion of time under the Speedy Trial Act is **DENIED** as moot. The Clerk of Court is respectfully directed to close the motion at Dkt. No. 43.

Dated: March 6, 2025
New York, New York

LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE

Re: United States v. Sue Mi Terry, 24 Cr. 427 (LGS)

Dear Judge Schofield:

The Government writes with the consent of the defendant to respectfully request (i) an adjustment of the Court's briefing schedule for only the classified portion of the Government's opposition to the defendant's pretrial motions, and (ii) an exclusion of time under the Speedy Trial Act.

First, the Government respectfully requests an adjustment of the briefing schedule to allow the Government to file its opposition to the defendant's motions to suppress and to disclose materials related to the Foreign Intelligence Surveillance Act ("FISA"). In particular, in light of the need for intra-Governmental coordination to prepare the *ex parte* classified opposition to the defendant's motions regarding FISA, the Government requests an additional 90 days to file its opposition to those motions. In addition, the parties propose that, if a redacted version of the classified brief can be filed on notice to the defense, any reply should be filed within 30 days. The remainder of the Government's opposition and the defendant's reply will be filed on the schedule already set by the Court. The defense consents to this request.

Second, the Government moves, with the consent of the defendant, to exclude Speedy Trial time until the date of the next status conference set by the Court in order for the consideration and resolution of pretrial motions, and to discuss any pretrial resolution of the case. *See* 18 U.S.C. § 3161(h)(7).

Respectfully submitted,

MATTHEW PODOLSKY
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By: /s/

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